FARAD CONTINUATION SHEET No.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.183 OF 2007
IN
WRIT PETITION NO.5999 OF 1999

Office Notes, Office Memorandum of Coram, appearances of Court orders or directions and Registrar's orders	: Court's order Judge's order

Ms.A.M. Bhanbwani for the applicant.

Mr.B.K. Raje for the respondents.

CORAM : J.P. DEVADHAR, J.
DATED : 3RD DECEMBER, 2007.

P.C. :

1. While admitting this petition on 27-11-1999, stay of eviction order passed by the Division Bench of the Small Causes Court on 4-2-1998 was granted.

2. On a Civil Application taken out by the applicants / original respondents, this Court passed an order on 24-11-2005 directing the original petitioner (respondent herein) to deposit the entire arrears of rent payable by them. As the original petitioners have failed to comply with the said order, the present civil application is taken out by the applicants.

3. According to the applicant, the arrears of rent payable by the original petitioners as on November, 2006 was Rs.10,420/-. Learned counsel for the respondents disputed the claim and stated that the arrears of rent upto November, 2007 is only to Rs.7,944/-.

4. Without prejudice to the rights and contentions of both the parties, the original petitioners are directed to deposit the arrears of rent amounting to Rs.7,944/- within two weeks from today failing which the stay of eviction granted on 27-11-1999 shall stand vacated without any further reference to the Court.

5. On production of authenticated copy of this order, the Small Causes Court to accept the arrears of rent.

6. Civil application disposed of in the above terms with no order as to costs.

(J.P. Devadhar, J.)